

REMARKS/ARGUMENTS

The final Office Action withdrew claims 31-36 from consideration under a theory of constructive election. This action is traversed, but is moot in view of the amendments herein. All of claims 1-38 are now directed to a pocket knife.

Claims 1, 28, 29 and 31 and their dependent claims recite a pocket knife comprising at least one measuring and display device for plurality of physical values, in combination with a menu circuit.

Claims 5, 35 and 37 and their dependent claims recite a pocket knife comprising a plurality of measuring devices.

The combinations of references cited by the Examiner have been carefully reviewed, and fail to either disclose or suggest the foregoing two features.

The amendments to claims 5, 35 and 37 are not required for patentability and actually broaden the claims. Although the final Office Action purported to reject claim 5 as being anticipated by Teare et al. (see page 4), the Office Action fails to mention the features actually recited in claim 5, and those features are not seen in Teare et al.

All formal objections have been resolved by appropriate non-limiting amendments.

For all the foregoing reasons, allowance of claims 1-38 is requested.

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on February 9, 2004

James A. Finder

Name of applicant, assignee or
Registered Representative

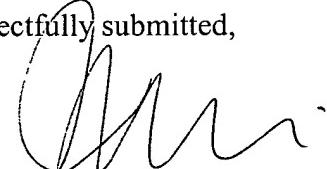
Signature

February 9, 2004

Date of Signature

JAF:msd

Respectfully submitted,



James A. Finder
Registration No.: 30,173
OSTROLENK, FABER, GERB & SOFFEN, LLP
1180 Avenue of the Americas
New York, New York 10036-8403
Telephone: (212) 382-0700